

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

JAMES TUMINELLO

PLAINTIFF

V.

CIVIL ACTION NO. 4:08cv110 DPJ-JCS

**U.S. PHYSICAL THERAPY, INC.,
LAUREL PHYSICAL THERAPY
LIMITED PARTNERSHIP a/k/a
SOUTH MISSISSIPPI PHYSICAL
THERAPY – BAY SPRINGS,
REHAB PARTNERS, # 6, INC.**

DEFENDANTS

ORDER OF DISMISSAL

The Court hereby orders that this case should be and hereby is dismissed with prejudice,
each party to bear his own costs.

SO ORDERED AND ADJUDGED this the 7th day of July, 2009.

s/ Daniel P. Jordan III
UNITED STATES DISTRICT JUDGE

Prepared by:

ASHLEY ELEY CANNADY (MSB No. 101253)
BETHANY BRANTLEY JOHNSON (MSB No. 10423)
Ogletree, Deakins, Nash, Smoak & Stewart, P.C.
100 Renaissance
1022 Highland Colony Parkway, Suite 200
Ridgeland, Mississippi 39157
Telephone: (601) 360-8444
Facsimile: (601) 360-0996
Attorneys for Defendant

Agreed as to form and content:

JOHN F. HAWKINS
W. ANDREW NEELY
Hawkins, Stracener, & Gibson, PLLC
Jackson, MS 39225-4627
Telephone: (601) 969-9692
Facsimile: (601) 914-3580
Attorneys for Plaintiff